



Department of Justice

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**LOUISVILLE MAN CHARGED WITH TRANSPORTING AND
RECEIVING SEXUALLY EXPLICIT MATERIALS INVOLVING MINORS**

-- Viewed, received and sent child pornography via the Internet

LOUISVILLE, KY - A federal grand jury in Louisville returned an indictment against **James McIntire**, age 25, of Louisville, Kentucky, on charges of transporting, receiving, and possession of child pornography, U.S. Attorney David L. Huber of the Western District of Kentucky announced today.

The Indictment charges that on or about December 26, 2006, McIntire transported by Internet, via computer, visual depictions of minors engaged in sexually explicit conduct.

The Indictment further charges that on or about and between November 2006 and May 15, 2007, McIntire received by Internet, via computer, visual depictions of minors engaged in sexually explicit conduct and that on May 15, 2007, he possessed visual depictions of minors engaged in sexually explicit conduct.

The following information is from an affidavit of a special agent of the Department of Homeland Security, U.S. Immigration and Customs Enforcement, filed in U.S. District Court pursuant to a search of Defendant's apartment and arrest warrant.

On December 26, 2006, a Detective with Canada's Ottawa Police Services, High Tech Crimes Unit performed an undercover Google Group search for Child Pornography images. The

Detective found a public Google Chat Group named "evie-model". The Detective observed a posting titled "bj" posted on Tuesday December 26, 2006 at 03:36:07 (EST). The Detective opened the posting and observed that the suspect had posted nine (9) images that depicted child pornography. The descriptions of the images are as follows:

- (1) 4d11ae6e.jpg - a young white female aged approximately 5 - 8 years old holding an adult male's penis in her mouth.
- (2) 93c19ad2.jpg - a young nude white female aged approximately 5 - 8 years old performing fellatio on an adult male's penis.
- (3) 98e3b366.jpg - a young nude child aged approximately 5 - 8 years old performing fellatio on an adult male's penis.
- (4) 579f8e06.jpg - a young clothed white female with blonde hair, aged approximately 7 - 10 years old performing fellatio on an adult male's penis.
- (5) 5719e1c7.jpg - a young white nude female aged approximately 5 - 10 years old performing fellatio on an adult male's penis.
- (6) afb6bc98.jpg - a young white nude female aged approximately 5- 10 years old with her mouth kissing an adult male's scrotum.
- (7) b325e217.jpg - a young white clothed female aged approximately 5 - 8 years old performing fellatio on an adult male's penis.
- (8) bf2e3012.jpg - a young Asian clothed female aged approximately 5 - 8 years old licking an adult male's penis.
- (9) dd1c2f97.jpg - a young white nude female aged approximately 4 - 8 years old performing fellatio on an adult male's penis while vaginally penetrating herself with a pink dildo.

On May 15, 2007, ICE Agents executed a Federal search warrant at McIntire's home.

ICE Agents interviewed James McIntire. During the interview, McIntire claimed to have no knowledge of the screen name or email account. McIntire admitted that he had a problem with pornography, but he denied viewing, receiving, or sending child pornography.

After McIntire's computer was seized at the search, ICE conducted forensic analysis of the hard disk drive from McIntire's laptop computer. The analysis revealed numerous other child

pornographic images depicting minors, both male and female, posed in a manner to expose their genitalia. The descriptions of some of the images are as follows:

- (1) 280[1] - a nude young white female aged approximately 12-15 years old on her knees. Her mouth is open and an erect penis is one inch from her tongue.
- (2) sweet-and-her-tight-teen-ass_011.jpg - a nude young white female aged approximately 11 to 14 years old posed with her legs spread to expose her genitalia. She is digitally penetrating her vagina.
- (3) 5230[1].jpg - a close-up image of a white female's genitalia. The approximate age is 5 to 10 years old.
- (4) 4982[1].jpg - a nude young white female aged approximately 12 to 16 years old posed with her legs spread, exposing her genitalia.
- (5) 111[1].jpg - a nude young white female aged approximately 12 to 15 years old being sodomized by an adult white male.

On June 6, 2007, ICE conducted a follow-up interview at McIntire's residence. McIntire admitted that on December 26, 2006, he was at his residence, and he visited the Google Group, "Evie Model" and posted the nine child pornography images of girls approximately 5 to 10 years of age performing oral sex on adult males. Additionally, McIntire admitted to sending and receiving child pornography images via email and through Google and Yahoo groups. These images depicted children ages five to thirteen posed in a manner to expose their genitalia or engaged in sexual acts, usually oral sex, with an adult.

In the event of a conviction, the maximum potential penalties are not more than 50 years imprisonment, a \$750,000 fine, and supervised release for a period of any term of years up to life, and the minimum potential penalties are not less than 5 years imprisonment.

The case is being prosecuted by Assistant United States Attorney Madison T. Sewell and it was investigated by Immigration and Customs Enforcement (ICE) and Ottawa Police Services, High Tech Crimes Unit.

McIntire is scheduled to appear for arraignment before the United States Magistrate Judge on July 18, 2007, at 9:15 a.m., in Louisville, Kentucky.

This case is being brought as part of Project Safe Childhood. In February 2006, Attorney General Alberto R. Gonzales created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the United States Attorneys Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit www.projectsafechildhood.gov/.

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The indictment of a person by a Grand Jury is an accusation only and that person is presumed innocent until and unless proven guilty.

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